IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 9TH JANUARY 2007 / 19TH PAUSHA 1928

WP(C).No. 917 of 2007(H)

PETITIONER:

P.V.SAJEEVAN,
AGED 40 YEARS, S/O.VELAYUDHAN,
PONNARASSERY HOUSE, MATTOM P.O., ALOOR VILLAGE,
THALAPPILLY TALUK, THRISSUR DISTRICT.

BY ADV. SRI.M.B.PRAJITH

RESPONDENTS:

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1. THE DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND BOARD,
THRISSUR.

2. DEPUTY TAHSILDAR (RR), TALUK OFFICE,
THALAPPILLY.

3. SANTHOSH, S/O.ARVINDAKSHAN,
CHAVARATTIL HOUSE, THOLOOR P.O., THRISSUR DIST.

4. P.A.MAJEED,
PUZHANGARA ILLATH HOUSE, P.O.VAGA, MATTOM,
THALAPPILLY TALUK, THRISSUR DISTRICT.

5. ARUNAGIRI, S/O.VELAYUDHAN,
8, KVR NAGAR, POLLACHI, TAMILNADU.

BY ADV. SMT.I.SHEELADEVI, SC,KMTWF BOARD
ADV. SHRI. I.V.PRAMOD, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 917 of 2007

Dated, this the 11th day of January, 2007

J U D G M E N T

Since the petitioner has not filed any appeal against final determination order and the demand is only for Rs. 22,092/- for the year 2003-2004, there is no scope for interference. However, taking into account the circumstances of the case, I dispose of the writ petition, with direction to the petitioner to clear the arrears in four equal monthly instalments, first of which will be paid on or before 20th February 2007 and balance on or before 20th day of three succeeding months. Recovery proceeding will be kept in abeyance for payment as above. However, if the petitioner commits default in payment of any installment, the installment facility granted will stand automatically vacated, and respondents will be free to proceed for recovery of the entire arrears due.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg